Preserve

App. F. IX-4

Previous References

Regis 27-31 Nov, 13 July 1931. 1933-36 (R.A.)

File No. 55-33

Serial Nos. 1 to 4

Later References

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 4 only

Part B for May 1934.

SUBJECT.

False personation in connection with the General Elections to the R. A. and L.C. in Hoarcu District.

Sl: 4 To The D. C. Hoarcu Dt. No. Rl 849 dated 14th May 1934.

States that the only offence for which the two persons referred to by him may be charged is forgery, if all the ingredients are present and that necessary action may be taken under Penal Code, if it is found on the facts that an offence has been committed thereunder.

5808 f 33

R.A 55 – 33

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Sl : 1

From: The Deputy Commissioner, Hassan District.

Letter No. C 1119-32 Dated 20-4-1934.

Reports two cases of false personati in connection with the General Election reports the result of enquiry held by the Amildars Concerned & Solicits instructions in the matter.

It has been ascertained from the Secretariat Papers that the ~~[illegible]~~ referred to in the D.C's letter has not been received. Draft calling for a copy of the same is submitted for approval.

Sd/-

Sur A Sl : 2

OFFICE OF THE SECRETARY
24 APR 1934
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL.

Forwd No Rl 773 /R.A. Dated 24-4-34

Sl : 3. From. The Deputy Commissioner Hassan

Letter No. C 1119-32 Dated 27-4-1934.

With reference to the above forwards a Copy of the letter referred to above.

3 There is no provision in the R.A Rules for dealing with such cases. The Law section may perhaps be Consulted in the matter.

Submitted for orders

Sd/- A. Secy
Law Section

4 Ce
30/4

Legy
5 There was once a proposal to have a Regulation for the

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

5807

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

lines of the Indian Election offences & Inquiries Act, 1920. Please let me see the papers.

RMP
1/5/34

Legis 27 of 31-32

Legis 27-31 is put up.

JSD
1/5

6 In the absence of a Regulation on the lines of the Indian Act of 1920, no action can be taken in the cases of false personation brought to the notice of Govt by the Dy Comr Hassan. This proves the necessity for undertaking legislation in the matter.

Under Secy
R:A.H.C

RMP
1/5/34

7 False personation at elections is not an offence under the Penal Code in force in Mysore.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—3]

5807/37 P

D 819/R 2 3

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

8 These electric spears have been introduced into the British Indian Penal Code by the Electric Spears Act.

9 The only means by which the two persons referred to by the Sec. might be charged is forgery if all the ingredients are present. The Sec. might be informed that he may take action under the Penal Code if he finds on the facts that an offence has been committed thereunder.

Chief Secretary) 7/5

2nd Recd 7/5

R A Office) 7/5

12 Recd 7/5

13 Recd 11/5

14 Recd 11/5/37

CHIEF SECRETARY
7 MAY 1934

SECRETARIAT
8 MAY 1934
7314

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

4

G.R.S. III—3

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

15 Submitted with a draft.

BVN.
12-5-34

16 June
to
12/5/34

(R.A. 55-33-4)

To. The Deputy Commissioner Hassan

No RL 849/ R.A. dated 14-5-1934.

With reference to ~~the~~ above, States that the only offence for which the two persons referred to may be charged is forgery & that necessary action may be taken under the Penal Code if it is found on the facts that an offence has been Committed thereunder.

13

OFFICE OF THE SECRETARY
22 MAY 1934
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

D·819/R·L 5

Tel. Address: DEPCOM., HASSAN.

OFFICE OF THE DEPUTY COMMISSIONER,
HASSAN DISTRICT.

In reply please refer to
No. C. 1119-32.
Encl. Nil

OFFICE OF THE SECRETARY
11 APR. 1934
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

Dated Hassan, the 10th April 1934.

R.A 55-33-1

FROM

M. CHENNARAJ URS, ESQ., B.A., LL.B.,
Deputy Commissioner, Hassan District.

12 APR. 1934

To

K. KANCA RAO, Esq., B.A., B.L.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

SIR,

Not received in Secretariat. 16.4.34.

In continuation of my No. C. 1119-32 dated the 6th March 1934 reporting inter alia two cases of false personation at Sravanabelagola and Belur Polling Centres at the Representative Assembly Elections held on the 3rd March 1934, I have the honor to state that the result of enquiry held by the Amildars concerned disclosed the following facts:-

In the case that occurred at Sravanabelagola in the Chennarayaratna Taluk, one Kempegowda, son of Shankare Gowda, voter No. ~~46~~ 2046 obtained a voting paper saying that he was Shankaregowda and signed his father's name in the counterfoil. When the Polling Officer asked the Village Patel who was present with the voter to identify him and sign in the counterfoil, the Patel said that he was not Shankaregowda but his son Kempegowda. The latter when questioned said that as his father was old and could not walk, he appeared and signed for his father as instructed by his uncle. It is also reported that Patel Thimmegowda who was present with the Revenue Inspector and the Taluk Office clerk when they gave the identification slip did not disclose the fact of false personation till he was asked to sign as a witness in the counterfoil and has abetted the offence.

2. In the

2. In the other case that occurred at Belur Kasba Centre, one Patel Kallegowda, son of Channabasavegowda appeared before the Polling Officer on the morning of the election day, took a voting paper in the name of Kallegowda son of Marigowda although he was not a voter himself as per voters' list, signed the voting paper and voted for the latter. When the real voter Kallegowda son of Marigowda, appeared in the afternoon of the same day before the Polling Officer and asked for a voting paper, he was refused his vote as another Kallegowda had already voted in his name. Afterwards when the Revenue Inspector and the Shanbhogue identified him as the real voter, he was allowed to vote and thevote of the man who falsely personated him was cancelled.

3. The offences in both the above cases, do not seem to come within the purview of any Section of the Mysore Penal Code as amended up to date, although they fall under Sec.171 D & 171 F of the Indian Penal Code and there is no corresponding Section in the Mysore Penal Code. I, therefore, solicit instructions in the matter.

I have the honor to be,
Sir,
Your most obedient servant,

M. Hemmige

Deputy Commissioner,
Hassan District.

Appendix F G—1]

SUBJECT .....

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Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *193* .

Date of issue 24-4-1934

Signed by Mr. C Subrahmanya Aiyar

List of enclosures .....

Copied by .....

Examined by .....

Section R. A

File No. 55-33

Serial No. 2

No. Rl. 772/RA

To The Deputy Commissioner. Hassan

Sir,

With reference to your letter No. C. 1119-32 dated 10-4-1934 reporting certain cases of false personation in connection with the Representative Assembly Elections, I am directed to state that the ~~original~~ letter No C 1119-32 dated 6-3-1934 referred to therein has not been received in this office and to request you to kindly forward a copy of the same for reference.

I have etc.

for Chief Secy to Govt

20.4.34

WD 0677—GPB—15,000—3-11-33

D 901 / R.L.

R.A 55—33—3 (8

Tel. Address: DEPCOM., HASSAN.

OFFICE OF THE DEPUTY COMMISSIONER,
HASSAN DISTRICT.

In reply please refer to
No. C.1119-32
Encl. one.

Dated Hassan, the.... 27th... April..... ...1934 .

FROM

M. CHENNARAJ URS, ESQ., B.A., LL.B.,
Deputy Commissioner, Hassan District.

CHIEF SECRETARY.
R.A
28 APR. 1934

To

R. RANGA RAO, Esq., B.A., B.L.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

SIR,

With reference to your letter No. Rl. 770/R.A. dated the 24th instant stating that letter No. C.1119-32 dated the 6th March 1934 referred to in this office letter of even No. dated the 10th April 1934 has not been received in your office, I have the honour to state that the said letter contained a report of the result of elections and a list of the successful candidates elected to the Representative Assembly, which have been duly published by Government in the next issue of the Gazette dated the 15th March 34.

A copy of the said letter of the 6th/7th March 1934 is, however, forwarded herewith as called for.

I have the honour to be,

Sir,

Your most obedient servant,

M. Chennaraj Urs

DEPUTY COMMISSIONER,
HASSAN DISTRICT.

I.S.D.

Letter No. C.1119-32 dated 6/7th March 1934 from the Deruty Commissioner, Hassan District, to the Chief Secretary to the Government of His Highness the Maharaja of Mysore, Bangalore.

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Subject: Result of Elections to the Rerresentative Assembly held on the 3rd and 4th March 1934.

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I have the honour to state that, in accordance with the revised calendar issued with Government Notification No.Rl.143/R.A.7-33-5 dated 23rd October 1933, the elections to the Rerresentative Assembly were held in 21 Polling Centres as detailed in the annexed statement No. I on the 3rd and 4th March 1934 in the rural constituencies of Hassan, Belur, Chennarayaratna and Arsikere Taluks and the Urban constituencies of Hassan and Holenarasirur Towns. Excert in the two centres of Arehalli in the Belur Taluk and Halkur in the Arsikere Taluk, the Polling was comrleted in one day, viz., on the 3rd March 1934 in all the centres and it was conducted smoothly without any disturbance. Two cases of false rersonation, however have been rerorted by the Polling Officers of Sravanabelagula and Belur Centres, which are under enquiry. In the former case, a son of the actua voter tried to vote for the father and in the other case, when the real voter arrear~~ed~~ after the rerson falsely imrersonating him had voted, the fraud was discovered and the false vote cancelled in both the cases.

2. Statement No. II arrended furnishes details of candidates elected from the several constituencies as rerorted by the Returning Officers, together with their caste, rlace ~~and~~ of residence and address etc., as required by General Secretary's letter No. Rl.589-99 R.A.32-33-1 dated the 26th February 1934.

3. A detailed statement No. III showing the number of voters for each constituency, the number polled and the number of voters secured by each candidate is also arrended as required by the same letter of the General Secretary. Itx~~t~~ will be seen from this that the rercentage of ~~t~~ the Number of voters who took rart in the elections in the several constituencies is as noted below:-

	Total No.of voters.	No.of voters who took rart in the elec-tions.	rercen tage.
1. Hassan Town (Urban)	469	303	64.6
2. Holenarasirur Town (Urban)	306	235	76.8
3. Hassan Taluk (Rnral)	1881	683	36.3
4. Chennarayapatna Taluk (Rural)	2095	1117	53.3
5. Belur Taluk (Rural)	1629	835	51.2
6. Arsikere Taluk (Rural)	1821	972	53.3

4. With regard to the remaining constituencies in the District, I have to state that the Number of candidates who stood for election w was. equal to the number of members to be returned by the constituencies and they have all been declared duly elected. Their names, caste residence and address etc., are given in the arrended statement No. IV.

5. As regards the election to the Legislative Council, I have already reported in my letter No.C.1119-32 dated the 26hh January 1934 that Mr. H.B.Gundarra, B.A., B.L., Hassan (Gangadikar Vokkaligar by caste) is the only candidate who stood for election from this District and he has duly declared elected.

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" C O P Y "

DEPUTY COMMISSIONER,

HASSAN DISTRICT.

I.S.D.27-4-1934.

Appendix F G—1]

SUBJECT .....

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Section R.A

File No. 55—33

Serial No. 4

Diary No. of letter replied to .....

No. Al 849

To The Deputy Commissioner Hassan Dist

Sir,

With reference to the Correspondence ending with your letter No C.1119-32 dated 27-4-1934 reporting certain cases of false personation in Connection with the General Elections to the Representative Assembly and the Legislative Council, & soliciting instructions in the matter, I am directed to state that the only offence for which the two persons referred to by you may be charged is forgery, if all the ingredients are present & that necessary action may be taken under the Penal Code, if it is found on the facts that an offence has been Committed thereunder. I have etc

General and Revenue Secretariat

( )

the *193* .

Date of issue 14th May 1934

Signed by M. C. Subramanya Aijar

List of enclosures .....

Copied by .....

Examined by .....

WD 0677—G P B—15,000—8-11-33

For Chief Secy. to Govt.

BVN 12/5 12.5.34

17

No. Ll 849/R.A-5-5-33-4 14th May 1934.

R. Ranga Rao, Esq., B.A., B.L.,

Bangalore.

H.V. Ramaswami, Esq., M.A., B.L.,
Deputy Commissioner, Hasean District,
Hassan.

With reference to the correspondence ending with your letter No. C. 1119-32 dated 27th April 1934 reporting certain cases of false personation in connection with the General Elections to the Representative Assembly and the Legislative Council and soliciting instructions in the matter, I am directed to state that the only offence for which the two persons referred to by you may be charged is forgery, if all the ingredients are present and that necessary action may be taken under the Penal Code if it is found

is found on the facts that an offence has been committed thereunder.

I have the honour to be,
Sir
Your most obedient servant,

for Chief Secretary to Government